

CITY COUNCIL, CITY OF LODI
CARNEGIE FORUM, 305 WEST PINE STREET
WEDNESDAY, APRIL 7, 1993
7:00 P.M.

ROLL CALL

Present: Council Members - Davenport, Mann, Sieglock,
Snider, and Pennino (Mayor)

Absent: Council Members - None

Also Present: City Manager Peterson, Assistant Ci
Manager Glenn, Community Development
Director Schroeder, Public Works Director
Ronsko, City Attorney McNatt, and City Clerk
Perrin

INVOCATION

The invocation was given by Lyle Morris, Salvation Army.

PLEDGE OF
ALLEGIANCE

The Pledge of Allegiance was led by Mayor Pennino.

PRESENTATIONS

PRESENTATION REQUESTING CONSIDERATION
OF A YOUTH TASK FORCE

CC-2(t)

Mr. Souza, President, Lodi Unified School Board, and Mayor Pennino have jointly initiated discussion with others regarding the formation of a Youth Task Force. Mr. Souza was in attendance of the City Council meeting and presented a report on the concept. Mayor Pennino made a similar presentation to the district's Board of Trustees at its regular meeting of Tuesday, April 6, 1993. Following is a joint letter by Mr. Souza and Mayor Pennino urging the City Council to endorse the idea of a Youth Task Force.

"After a joint breakfast meeting several months ago, we discovered a mutual interest in our desire to provide a coordinated effort to reach the youth of our community with a wider variety of activities and educational opportunities.

There are many groups and entities that have a common interest in our youth. It is our hope that a community-wide youth task force can be the catalyst to bring these efforts together and pool human resources, facilities and finances.

We ask that you review our proposal (shown below) and endorse the effort so that we may proceed with establishing the youth task force.

GREATER LODI AREA YOUTH COMMISSION

A joint project of the Lodi Unified School District and the City of Lodi.

CONCERN:

Recognize the unmet social and educational needs of area teens and youth adults in the greater Lodi area.

The basis for this concern includes:

- An extremely large, geographical school district including 12,000 teenagers.
- A high school drop-out rate of 20+%
- Increasing area juvenile crime, identification of numbers gangs and a recognizable drug and alcohol problem among teens and youth adults.

CHARGE:

By combining forces, establish a community-based committee to develop a creditable and sustainable outreach plan to affect positive growth and change in the teen and young adult population of the greater Lodi area. Further, the committee is charged to provide a variety of solutions which crosses the boundaries of school and civic governments.

RESOURCES:

A. Facilities

- High School Campuses
- Lodi Lake
- The Armory
- The Grape Pavilion and Stadium
- Hutchins Street Square
- Community Parks and Open Spaces
- Church Gymnasiums and Athletic Fields

B. Technicians

- City of Lodi Recreation Department
- City of Lodi Police and Lodi Community Gang Task Force
- High School Parent Clubs
- High School Administrative Faculty and Teaching Staff
- Area Community and Civic Organizations
- Area Church Youth Groups and their Sponsors

- San Joaquin County Sheriff Department
- Lodi Boys and Girls Club
- California Highway Patrol
- United States Armed Forces/Reserves

MARKETING PLAN:

- Establish a multi-pronged approach to reach a wide diverse number of area teens and young adults with a variety of powerful activities and resources which will generate interest and participation. Recognize the greater Lodi area as a force to communicate with these young people and responsibly take a leadership role in developing their futures.
- Acknowledge the current activities provided locally for teens and young adults and evaluate methods to enhance and expand existing programs that will continue to work with our youth. Be lavish in extolling the virtues of these efforts.
- Mount a loud communication plan to insure the message of "we care" is read and heard by a variety of peoples, young and old, throughout the targeted area. Seek the commitment from the local newspapers, radio and television media to be part of the effort in highlighting our youth. Develop teen/young adult "pages" in the newspapers, operate a radio station on the high school campuses and coordinate a television program through the cable channel that features youth.
- Enlist the help of civic organizations, area church youth groups and a strong commitment from the City and School elected officials to be risk-takers in their pledge to work with teens and young adults.

PROGRAM POSSIBILITIES:

- Extend the current academic program: include skill building throughout the year during non-school, one-day clinics and Saturday school. Expand past the standard provincial school of thought and offer our youth packages that are above the norm. Work cooperatively with neighboring colleges to bring classes to the Lodi area which provide marketable value.

- ° Tutorial Programs: Match students and adults as partners for study times utilizing local resources.
- ° Create a Commonwealth Club for Youth: Mirror the success of the popular San Francisco lecture-lunch program and develop it as an area tool to stimulate thinking and action among our youth.
- ° Expand the traditional City Recreation Department: Recognize the successes of late night basketball and sports teams while pushing past the traditional envelop and offering youth concerts in the Grape Bowl, summer dances under lights at the Lake or a Battle of the Bands at Salas Park.
- ° Establish an Awards Program: "Nothing Succeeds Like Success" - insure the people who make the difference are recognized. Motivate gang members by singling out a defector that made marked improvement through education, recognize a personal effort by a local businessman by hiring teens.

FINANCING:

Requires little seed money raised from the private sector. Programs are designed to either break even or generate a small amount of revenue. Staff and facilities are among resources currently available from the community. Program can receive gifts from constituents or businesses who are interested in supporting the effort.

COMMITTEE:

Eleven (11) members, jointly appointed by the President of the Lodi Unified School District Board and the Mayor of the City of Lodi; both leaders will serve on this committee as ad hoc members.

MEASURING RESULTS:

Results will be measured in terms of participation by our youth and feedback from the community at large. Short and long term results need to be explored by the committee.

Many fine things have been accomplished for our adolescents of our community over the years. It is our intent to enhance and strengthen our community with a show of support for youth."

The matter was referred to staff.

PRESENTATION BY CHAMBER OF COMMERCE ON
ITS UPCOMING STREET FAIRE

CC-7(k) Dorean Rice, Co-Chairperson for the Lodi District Chamber of Commerce' Street Faire, presented a video to the City Council and gave an overview of the activities of this year's upcoming Street Faire to be held on May 2, 1993.

PRESENTATION BY THE KIWANIS CLUB OF GREATER LODI

CC-27(c) Mike Reese, President of the Kiwanis Club of Greater Lodi, presented a check to the City of Lodi in the amount of \$250.00 and presented a check in the amount of \$100 on behalf of the Lodi Mexican-American Lions Club for the co-sponsorship of the annual Easter Egg Hunt at Salas Park.

Annually, the City of Lodi has sponsored the community Easter Egg Hunt at Salas Park. Under the current climate of reduced City revenues, we are asking for co-sponsorship of this activity so we may continue to offer this event to the residents of Lodi. It is also the plan of the Kiwanis to assist us with volunteer labor, which will accompany our full-time staff who direct this activity and have made it very successful over all these years.

Further, a surprise visit was made by the Easter Bunny who passed out a treat to the City Council Members and to staff.

PRESENTATION MADE BY THE LODI BOOSTERS
OF BOYS & GIRLS SPORTS ORGANIZATION

CC-27(c) Dave Akin, President of the Lodi Boosters of Boys & Girls Sports Organization, presented the City Council with a check in the amount of \$3,030 for needed fence improvement projects at Kofu, Blakely and Salas parks.

Over the past few years, the B.O.B.S. organization, as well as the City Parks and Recreation Department, have seen safety problems and fencing deterioration at the above mentioned parks in and around the baseball diamond facilities. As such, there is a need for improvement. The B.O.B.S. are stepping forward to finance these needed improvements now and before the 1993 B.O.B.S. season begins to address these safety concerns and improvements. The City appreciates their generosity.

PRESENTATION BY ANDREA DAVENPORT REGARDING
"MEDIATION AS AN ALTERNATIVE TO LITIGATION"

Council Member Davenport introduced his daughter, Andrea Davenport, who made a presentation regarding "Mediation as an alternative to litigation". With Ms. Davenport was Mr.

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Wyrick who gave an in-depth report regarding alternate dispute resolution. Ms. Davenport informed the public that a workshop will be held on April 29, 1993 at the Stockton Library, Hazelton Room, from 5:00 p.m. - 7:00 p.m. Citizens with questions were urged to call Ms. Davenport at 334-0822 or Sandy Fonso at 982-4518.

CONSENT CALENDAR In accordance with report and recommendation of the City Manager, Council, on motion of Council Member Snider, Sieglock second, approved the following items hereinafter set forth.

Further, agenda item #E-10 entitled, "Contract Award for purchase of Dial-A-Ride radio system (\$19,261.00)" was removed from the Consent Calendar and discussed and acted upon following the adoption of the Consent Calendar (Removed by Mayor Pennino).

* * * * *

CLAIMS CC-21(a) Claims were approved in the amount of \$3,647,069.59.

MINUTES There were no minutes for approval.

CERTIFIED THE FILING OF A NEGATIVE
DECLARATION BY THE COMMUNITY DEVELOPMENT
DIRECTOR AS ADEQUATE ENVIRONMENTAL
DOCUMENTATION FOR WATER WELL 4-R
(REPLACEMENT) AT 1215 THURMAN ROAD

CC-183(a) The City Council certified the filing of a Negative Declaration by the Community Development Director as adequate environmental documentation for Water Well 4-R at 1215 Thurman Road.

The project consists of drilling a well on a site 7000 square feet in size adjacent to the southwest corner of the City's existing Electrical Substation at 1215 Thurman Road. The new well will replace Well 4 located at 114 North Main Street which is no longer in use.

SET PUBLIC HEARING FOR MAY 5, 1993 TO
CONSIDER THE PLANNING COMMISSION'S
RECOMMENDATION THAT THE CITY AMEND TITLE
17 OF THE LODI MUNICIPAL CODE (ZONING
RESTRICTIONS) TO PROVIDE FOR AN ADMINISTRATIVE
DEVIATIONS PROCEDURE

CC-6
CC-53(a) The City Council set a public hearing for May 5, 1993 to consider the Planning Commission's recommendation that the City amend Title 17 of the Lodi Municipal Code (Zoning Restrictions) to provide for an administrative deviations procedure.

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The proposed amendment was generated by recent discussions regarding the adoption of a new Community Development Fee Schedule. The Planning Commission felt that certain types of minor deviations or variances could be handled by City staff thereby saving the applicant the additional time and money to go before the Planning Commission. The proposed administrative deviations amendment establishes precise limitations on the types of variances that can be approved by staff and the magnitude of deviation that can be permitted. It was the intent of the Planning Commission that this process would make the variance process easier and less expensive for the majority of people applying for a variance or a deviation. The Planning Commission also recommended that a nominal fee be charged for this procedure.

RECEIVED CONTRACT CHANGE ORDER - HALE PARK
IMPROVEMENTS, 208 EAST LOCUST STREET

CC-27(c)

CC-90

This information was given to the City Council in accordance with the Contract Change Order policy approved by Resolution 85-72. One of the requirements of this policy is that we inform the City Council of all change orders where the total change orders exceed \$25,000.

The contract change order, approved by the City Manager, was in the amount of \$14,409, which is 3.1% of the contract. The work includes additional improvements on the bandstand, revisions to the playground preparation, and a park sign at the corner of Elm Street and Stockton Street.

CONTRACT AWARDED FOR OAK STREET RECONSTRUCTION,
PACIFIC AVENUE TO HAM LANE

RESOLUTION NO. 93-39

CC-12(u)

CC-90

CC-300

The City Council adopted Resolution No. 93-39 awarding the contract for the Oak Street Reconstruction, Pacific Avenue to Ham Lane to A. M. Stephens Construction in the amount of \$52,073.00.

This project will reconstruct Oak Street, between Pacific Avenue and Ham Lane. As part of this project, a new 12-inch storm drain line will be installed, 2 handicap ramps will be constructed, and approximately 200 linear feet of curb and gutter will be replaced.

This project was part of the approved Pavement Rehabilitation Projects portion of the 1992/1993 Street's Capital Improvement Program. Plans and specifications were prepared and the City received the following six bids for this project:

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<u>Bidder</u>	<u>Location</u>	<u>Bid</u>
Engineer's Estimate		\$70,885.00
A. M. Stephens	Rio Vista	\$52,073.00
Granite Construction	Watsonville	\$59,761.00
Robert Burns Construction	Stockton	\$66,700.00
Diede Construction	Woodbridge	\$69,746.00
Biondi Paving	Sacramento	\$69,762.00
Teichert Construction	Stockton	\$73,435.00

CONTRACT AWARDED FOR EASTSIDE LIGHTING PROGRAM

RESOLUTION NO. 93-40

(C-12/a)
CC-90
CC-300

The City Council adopted Resolution No. 93-40 awarding the contract for the Eastside Lighting Program to M & M Electric Company in the amount of \$68,969.00 and transferred \$15,000.00 from the 1989/90 and 1990/91 Code Enforcement Accounts to complete the project.

This project consists of installing street lights, conduit and junction boxes on streets in the area of Hale Park, Blakely Park and Heritage School, and other incidental and related work, all as shown on the plans and specifications for the above project.

Insufficient money has been appropriated to cover all the costs for this project. Based on discussions with the Community Development Department, it was recommended that \$15,000.00 be transferred from the 1989/90 and 1990/91 Code Enforcement Accounts to complete this project. The recommended transfers are as follows:

1989/90 Code Enforcement 45.4-301.03	\$ 9,752.25
1990/91 Code Enforcement 45.5-301.03	<u>5,247.75</u>
	\$15,000.00

The money remaining in the Code Enforcement Accounts is sufficient for covering code enforcement costs.

Five contractors submitted bid proposals for this project. The apparent low bidder, Richard Heaps, has requested that his bid be withdrawn because of an error made in putting together his proposal.

Plans and specifications for this project were approved on February 17, 1993. The City received the following five bids for this project:

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<u>Bidder</u>	<u>Location</u>	<u>Bid</u>
Engineer's Estimate		\$63,700.00
M & M Electric	Sacramento	\$68,969.00
Collins Electric	Stockton	\$70,400.00
Anaconda Construction	Stockton	\$81,687.00
St. Francis Electric	Hayward	\$92,324.00
Richard Heaps Electrical Contractor	Sacramento	\$56,521.00 (bid withdrawn)

CONTRACT AWARDED FOR WELL 4R DRILLING,
1215 THURMAN ROAD

RESOLUTION NO. 93-41

CC-12(a)
CC-90
CC-183(c)
CC-300

The City Council adopted Resolution No. 93-41 awarding the contract (base bid plus unit prices for increases or decreases in scope of work) for Well 4R Drilling, 1215 Thurman Road to Clark Well, Inc., in the base bid amount of \$85,945.

This project consists of drilling a new water well at the City's Industrial Substation site. This project was initially budgeted in 1990 and a test well was drilled last year.

It is critical that we provide another well for this summer's peak flows and that it be located east of Highway 99. This well will help provide the needed pressures and flows for the eastside industrial area.

The test well results show that this location will provide us with one of our largest capacity wells (approximately 2,500 to 3,000 gallons per minute); however, the test results also show high levels of dibromochloropropane (DBCP). We have determined from prior test well drilling that the whole planning limit east of Highway 99, except the area near the river, is contaminated with DBCP levels above the State's allowable amount.

Once the well is developed and the actual level of DBCP is determined, we will then be discussing with the City Council a schedule for any filtration system that may be required.

There are insufficient funds currently budgeted for this entire project; however, the California Department of Health Services has given its tentative approval to use our loan funds from the Safe Drinking Water Bond of 1988 for the construction of this well site. The basis of this approval is that Well 4R will be a replacement for the City's existing Well 1 and Well 4. Both Wells 1 and 4 are out of service and have DBCP levels over the maximum allowed by the State.

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Plans and specifications for this project were approved on February 17, 1993. The City received the following five bids for this project:

<u>Bidder</u>	<u>Location</u>	<u>Bid</u>
Engineer's Estimate		\$ 96,385.
Clark Well, Inc.	Stockton	85,945
Zim Industries	Fresno	114,950
Maggiara Bros. Drilling, Inc.	Watsonville	122,500
Layne Western	Woodland	133,484
Beylik Drilling, Inc.	La Habra	164,319

CONTRACT AWARD FOR PURCHASE OF 155 HIGH
PRESSURE SODIUM LUMINAIRES

RESOLUTION NO. 93-42

CC-12(a)
CC-90
CC-300

The City Council adopted Resolution No. 93-42 awarding the purchase of 155 High Pressure Sodium Luminaires to the low bidder, Graybar Electric Company of Sacramento, in the amount of \$9,735.16.

On March 3, 1993, the City Council approved specifications and authorized advertisement for bids. Bids were opened on March 23, 1993, with the following results:

Graybar Electric Co., Sacramento	\$ 9,735.16
Davis, Gregory & Doll Co., Emeryville	9,917.20
WESCO Utility Supply, Concord	9,937.24
All-Phase Electric Co., Stockton	11,704.24
G.E. Supply Co., Sacramento	12,524.27
Capital Wholesale Electric, Sacramento	12,666.23
Herning Underground Supply, Hayward	14,217.61

This purchase is part of the Electric Utility Department's ongoing program to replace mercury vapor street lights with the more efficient high pressure sodium luminaires.

AGENDA ITEM REMOVED FROM THE
CONSENT CALENDAR

Agenda item #E-10 entitled, "Contract Award for purchase of Dial-A-Ride radio system" was removed from the Consent Calendar and discussed and acted upon after the adoption of the Consent Calendar.

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ACCEPTED IMPROVEMENTS AT SUNWEST PLAZA,
2330 WEST KETTLEMAN LANE

RESOLUTION NO. 93-44

CC-46
CC-90
CC-300

The City Council adopted Resolution No. 93-44 accepting the development improvements for Sunwest Plaza, 2330 West Kettleman Lane.

Improvements at Sunwest Plaza, 2330 West Kettleman Lane, have been completed in substantial conformance with the requirements of the Improvement Agreement between the City of Lodi and Wal-Mart Stores, Inc., as shown on Drawings No. 90D070 through 90D076, 90D078 through 90D080 and 91D046 through 91D052, and as specifically set forth in the plans and specifications approved by the City Council on February 5, 1992.

The streets to be accepted are as follows:

<u>STREETS</u>	<u>LENGTH IN MILES</u>
Lower Sacramento Road (widening)	0.0
TOTAL NEW MILES OF CITY STREETS	0.0

PROGRAM SUPPLEMENT TO LOCAL AGENCY-STATE
AGREEMENT FOR TRAFFIC SIGNAL AT TURNER
ROAD AND LOWER SACRAMENTO ROAD/WOODHAVEN LANE

RESOLUTION NO. 93-45

CC-48(h)
CC-90
CC-300

The City Council adopted Resolution No. 93-45 approving Program Supplement No. 36 to the Local Agency-State Agreement and authorized the City Manager and City Clerk to execute the agreement on behalf of the City.

This agreement covers the use of Federal Congestion Mitigation Air Quality Improvement Program (CMAQ) funds for the installation of the traffic signal at Turner Road and Lower Sacramento Road/Woodhaven Lane. The Federal funds will cover 100% up to \$100,000 of the construction and construction engineering. Based on recent bids, this amount should be sufficient to pay for the project. These funds are in addition to Federal Surface Transportation Program (STP) funds and are project specific. They cannot be used on any other project.

The plans and specifications for this project are now being reviewed by Caltrans and will be brought to the Council on April 21 for authorization to advertise.

OBSERVANCE OF MEMORIAL DAY HOLIDAY APPROVED

CC-6 The City Council approved observing May 31, 1993 as the
CC-34 Memorial Day holiday.

The City's Memorandum of Understanding with General Services, Maintenance and Operators, and the Electric Unit calls for a fixed holiday, Memorial Day, on the fourth Monday in May.

The actual holiday which will be observed by (among others) the State of California, the Federal government, banks and San Joaquin County, will be observed on May 31, 1993, the fifth Friday of the month.

Assistant City Manager has discussed this inconsistency with representatives of all MOU units and have reached agreement that the City, likewise, should observe that holiday on May 31, 1993.

Council was therefore requested to concur that the City will observe Memorial Day on May 31, 1993, rather than May 24, 1993.

BIDS REJECTED FOR THE PURCHASE OF
DIAL-A-RIDE RADIO SYSTEM

RESOLUTION NO. 93-43

CC-12(b) Administrative Assistant to the City Manager Keeter
CC-300 presented the following report.

The City has been operating the Dial-A-Ride program since September 1992. Because the radio system from City Cab Company was not compatible with the City's system, staff recommended that the City purchase a new radio system which would be compatible with other departments in the City, and not pursue purchasing City Cab's old system. Based on this recommendation, the City mailed Requests for Proposals (RFPs) to the following vendors:

Lagorio Communications 2771 East French Camp Road Manteca, CA 95336	Sunrise Communications 6364 South Lindbergh Street Stockton, CA 95206
Motorola Communications 1830 Field Avenue Stockton, CA 95203	Nor-Cal Communications 9594 East Kettleman Lane Lodi, CA 95240
McGee Communications P. O. Box 8750 Stockton, CA 85208	

Two vendors responded with proposals to the City of Lodi:

Lagorio Communications	\$19,261
Motorola Communications	\$26,374

The RFP included the purchase of 13 mobile radios, one base station, a portable radio with a charger and case, one antenna and cable. In addition, the programming, installation, and maintenance of the radios was included along with annual transmission charges for the repeater. Both vendors proposed equipment manufactured by Motorola.

Speaking on the matter was Jim Mellinger, McGee Communications, P.O. Box 8750, Stockton. Mr. Mellinger felt that his proposal (shown below) was a better offer than the City received from the two other vendors and that the City's specifications for the project restricted him from bidding:

"McGee Communications Electronics, Inc.
P.O. Box 8750, 95208
Stockton, CA 95210

PROPOSAL
City of Lodi

Item	Quantity	Description	Unit Price	Total Price
1	13	GE Marc VE MDS Mobile	\$ 620.00	\$ 8,060.00
2	13	Mobile Antennas	45.00	585.00
3	1	GE Marc VE MDS Control Station	920.00	920.00
4	1	GE Marc VE PCS Portable w/Charger and Case	1,200.00	1,200.00
5	1	Base Station Antenna	94.00	<u>94.00</u>
		Total Equipment		\$10,859.00
		Tax		841.57
6		Installation		\$ 1,840.00
7		Repeater Rent @ \$8 per unit	1 Year	\$ 1,344.00
8		Maintenance Contract	9 Month	<u>819.00</u>
		TOTAL FIRST YEAR COST		\$15,703.57

Respectfully Submitted,

Jim Mellinger
President"

Following a lengthy discussions with questions directed to Assistant City Manager Glenn, Administrative Assistant to the City Manager Keeter and Purchasing Assistant Harris, the City Council, on motion of Council Member Snider, Davenport second, unanimously adopted Resolution No. 93-43 rejecting all bids for purchase, programming, installation and maintenance of the Dial-A-Ride radio system and directed staff to return to Council with other options.

COMMENTS BY CITY
COUNCIL MEMBERS

The following comments were received under the "Comments by City Council Members" segment of the agenda:

COUNCIL MEETING TO BE HELD ON THE
EAST SIDE OF TOWN

CC-6 Mayor Pennino informed the City Council that pursuant to a suggestion by a Council Member at a previous meeting, he has scheduled a City Council meeting to be held on Wednesday, May 12, 1993 at the Lodi Grape Festival at 7:00 p.m.

APPRECIATION GIVEN TO LOCAL SCHOOL CHILDREN

Mayor Pennino thanked the 200+ students from various schools who performed songs and presented him with balloons and jelly beans in the City Hall courtyard last week for "Week of the Young Child".

SUGGESTION TO PROVIDE POLICE PROTECTION
TO WOODBRIDGE

CC-152 Council Member Mann, in response to an article that appeared in the newspaper, suggested that the Council look into contracting with Woodbridge for the City to provide police protection and asked that this matter be scheduled for a future agenda.

SUGGESTION TO CHANGE ACCOUNTING FORMAT
FOR HUTCHINS STREET SQUARE

CC-21(a) Council Member Mann also suggested that the accounting
CC-27(e) system for Hutchins Street Square be looked at so that it may accurately record its activities in relation to what other Departments use at the Square.

VARIOUS CONCERNS/COMMENTS EXPRESSED

CC-6 Council Member Davenport commented on the following: (1) the City is currently working on a layoff procedure; (2) has not yet received the report on Block Grant funding that he has requested; (3) concerned about amount of money being spent on overtime pay; (4) would still like to know what the garbage cans are made of and would like to have a

report; (5) would like to receive report on Hale Park regarding the original contract price, dates of any changes, etc., and expressed his concern over the errors made in the grading of the park; (6) thanked the staff for listing the figures being discussed on the agenda; and (7) received a phone call regarding the basketball courts at Hutchins Street Square being used late at night and suggested more police patrol in the area so neighbors are not disturbed, and he also commented that there are no lighted basketball courts in Lodi.

INVITATION TO PARTICIPATE IN THE
INTER-AGENCY TASK FORCE FOR HOUSEHOLD
HAZARDOUS WASTE EVENT

CC-24 (d) Council Member Sieglock informed the public that the Inter-Agency Task Force for Household Hazardous Waste is holding an event in Lodi at the parking lot on the north side of the Grape Bowl on April 10, 1993 from 9:00 a.m. - 1:00 p.m. for people to bring any materials labeled "Caution".

LATE NIGHT BASKETBALL

CC-27 (c) Council Member Sieglock agreed with Council Member Davenport that there is a need for police enforcement for late night basketball players and informed the public that Hale Park will have the first lighted basketball court.

"LODI DAY AT THE STICK" ANNOUNCED

Council Member Snider informed the public that May 22, 1993 will be "Annual Lodi Day at the Stick". The Giants will be playing against the Cincinnati Reds. The cost of the tickets are \$28.00 and includes the round-trip bus transportation, tail gate party at the game and the entrance cost to the game.

COMMENTS BY THE
PUBLIC ON NON
AGENDA ITEMS

The following comments were received under the "Comments by the public on non-agenda items" segment of the agenda:

INTRODUCTION OF CAST MEMBERS OF ENCORE PRODUCTIONS

Rick Pelton, Encore Productions, introduced several cast members of his organization.

COMPLAINTS RECEIVED REGARDING CALIFORNIA
WASTE REMOVAL SYSTEMS

CC-16 June Wahlen, 700 Cardinal Way, Lodi, complained that the
CC-22 (b) garbage company is leaving notices on vehicles in her

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CC-54 neighborhood asking residents not to park on the streets on garbage pickup days, and she questioned if there was an ordinance regarding this. The matter was referred to staff.

Stan Harkness, 700 Cardinal Way, Lodi, also complained that the garbage company continues to return the empty cans in the street or on the sidewalk blocking the path for pedestrians which creates a dangerous situation.

Further, Mr. Harkness commented on the following matters: (1) City Manager's salary; (2) City Clerk's memo to file regarding alleged threats by Council Member Davenport; and (3) asked for City Manager's resignation.

CONCERN EXPRESSED OVER THE NEED FOR TWO
CAB COMPANIES IN LODI

CC-16 Patricia Howe, Stockton Intertrans Corporation, dba, Yellow
CC-50(b) Cab Company, 206 North Sutter Street, Stockton, questioned the necessity of two cab companies operating in the City of Lodi and wondered what could be done about Super Cab's operation in Lodi. The matter will come before the City Council some time in May and the Mayor directed the City Clerk to notify both companies of the meeting date.

SUPPORT EXPRESSED FOR COUNCIL MEMBER DAVENPORT

George Newmarch, P.O. Box 355, Lodi, spoke in support of Council Member Davenport and his ideas.

COMPLAINTS/COMMENTS RECEIVED REGARDING
SEVERAL MATTERS

CC-16 Clayton Henson, P.O. Box 591, Valley Springs, commented on several matters: (1) there is no hat ordinance in the City of Lodi; (2) his dissatisfaction in the treatment towards Council Member Davenport; (3) that the refuse rate increase could have been tabled at the March 17, 1993 City Council Meeting; (4) alleged threats by Council Member Davenport to City Clerk; and (5) Council Member Davenport's late filing of the 3rd Campaign Statement.

APPRECIATION FOR SOLUTION OF MR. MURPHY'S
UTILITY BILLING

CC-51(d) Cheryl Reinke, 420 Ravenwood, Lodi, commented on Mr. Murphy's problem with his utility billing and thanked all involved for resolving the matter.

COMMENT REGARDING POLICE CHIEF APPLICATIONS
AND REPORTING BY THE NEWS SENTINEL

CC-6 Adam Dados, 1101 Junewood Drive, Lodi, commented that the
CC-34 names of the applicants for Police Chief were leaked to the

newspapers by the City employees and that the article that appeared in the Lodi News Sentinel regarding alleged threats by Council Member Davenport to the City Clerk were sensationalized.

RECESS Mayor Pennino called for a ten-minute recess and the meeting reconvened at approximately 9:28 p.m.

PUBLIC HEARINGS

PUBLIC HEARING TO CONSIDER 1993/94 COMMUNITY
DEVELOPMENT BLOCK GRANT (CDBG) ALLOCATION

CC-55 Notice thereof having been published according to law, an affidavit of which publication is on file in the office of the City Clerk, Mayor Pennino called for the Public Hearing to consider 1993/94 Community Development Block Grant (CDBG) Allocation.

Community Development Director Schroeder presented the following report.

The City will receive \$499,455 from the Federal government under the CDBG Program for the 93-94 fiscal year. To be eligible for funding, projects must meet one of three national objectives:

1. To address the needs of low and moderate income persons.
2. To eliminate a slum or blighted condition.
3. To resolve an urgent need.

While it is expected that the City Council will continue to fund certain continuing projects/programs such as administration and Dial-a-Ride, several new proposals have been received. The proposals are as follows:

Administration

Funding in the amount of \$25,162.40 was proposed since it has been estimated that about half of the assigned staff person's time is devoted to program administration duties. Expenditures include salary, materials, travel, etc.

A request had been received from the East Side Task Force to enable them to assist with blight eradication efforts on Lodi's east side. This local community based group is requesting \$5,000 to help fund their efforts to attack blighted conditions which persist on the east side of Lodi. The funding for this group would be rolled into the Administration budget and would be used primarily for supplies, printing costs, mailing costs, etc.

Housing Rehabilitation

It was proposed to allocate \$200,000 to this program for this year. This ongoing program rehabilitates owner-occupied structures anywhere in the City on the basis of income. Any homeowner can qualify if he/she meets the income requirements. Interest in and demand for the program has steadily increased each year.

Dial-a-Ride Transportation

It was proposed to allocate \$5,000 to this program again this year. Through this program, discount ride tickets are distributed by Lodi's Community Service Center to enable senior citizens and other low income individuals to use Dial-a-Ride transportation. Demand for these tickets is expected to continue.

Lawrence Park Restroom Replacement; Americans with Disabilities Act (ADA) Compliance

An allocation of \$44,090.12 was proposed for a Parks project to replace the restroom structure at Lawrence Park with a new prefabricated building. The new bathroom facility would be handicap accessible.

Emerson Park Restroom Replacement; ADA Compliance

An allocation of \$56,175.93 was proposed for a Parks project to replace the restroom structure at Emerson Park with a new prefabricated building. The new bathroom facility would be handicap accessible.

Curb Ramps for Public Streets; ADA Compliance

It was proposed to fund the replacement of some of the City's curbs with curb ramps in the amount of \$79,867.55. The program would install wheelchair access ramps at several sites identified by the Public Works Department as having received a lot of complaints.

San Joaquin Community Housing Resource Board (CHRB); Fair Housing Services

This agency is the referral agency for the county and the other cities within the county for fair housing and discrimination related issues. The funding request of \$9,963 is the City's share of the county total based on its size and the effort required to provide service in Lodi. The amount requested is different for each city. The CHRB assists low/moderate income individuals subjected to housing discrimination through outreach and counseling, referrals, and mediation and conciliation services.

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Senior Services Agency of San Joaquin County; Kitchen Facility Construction

The Senior Services Agency of San Joaquin County is attempting to complete the construction of a new kitchen facility which was begun in 1990 utilizing CDBG and other funds. They are requesting \$24,239 from Lodi as well as an amount from every other city it serves, through the preparation and distribution of bulk food to local service agencies.

San Joaquin County Food Bank; Surplus Food Distribution Services

The Food Bank requested \$2,957 from Lodi, as well as an amount from each city in the county that uses their Services. Surplus food collected from producers and distributors is warehoused by the agency until it can be sorted and donated to local city service agencies. The funds will be used for a part-time staff position, vehicle operations and maintenance, and office operations and warehouse utilities.

Women's Center of San Joaquin County; Property Acquisition

The organization requested \$50,000 to be put together with other funding sources to purchase a house at 29 South Washington Street in Lodi. The house would be used as the permanent home for the agency which provides services to victims of domestic violence and sexual assault.

The following letter of support for the Women's Center was received from Captain Larry Hansen:

"I am writing this letter in support of the Lodi Women's Center application for \$50,000 in community development block grant funds. As a member of the Lodi Women's Center Community Committee Board, I am very much aware of the importance of this particular application. The Lodi Police Department has a long standing, excellent working relationship with the Women's Center.

The Women's Center provides a very valuable service to battered and abused women of this community. The Lodi Police Department has seen a sharp increase in domestic violence type calls in recent years, and we are extremely grateful for the services provided by the Women's Center.

From day one, their approach has always been: How can we best serve the police department and the victims of this community. The Women's Center is a tremendous resource for the community because they provide a service not readily available from any other organization. A woman who has finally gotten the courage to leave a 'battered

environment' needs the support and services provided by the Women's Center.

The requested funds will be used to purchase a permanent facility for the Lodi Women's Center. I feel this is a very worthy project which warrants serious consideration by the Lodi City Council. I suspect there are more funds requested than funds available, and I hope the City will see fit to assist us in our effort to provide a permanent facility."

Eric Veerkamp, Assistant Planner, Community Development Department, answered questions from the City Council.

Mayor Pennino opened the hearing to the public and the following persons spoke requesting funds:

- a) Virginia Snyder, 412 East Oak Street, Lodi, representing the East Side Improvement Committee;
- b) Don Lipscomb, 1020 South Church Street, Lodi, regarding a low-income apartment project located at 105 East Pine Street;
- c) Gene Stark, 2903 Fernwood Drive, representing San Joaquin County Food Bank and General Mills;
- d) Stan Davis, Executive Director, Good Sam, 17700 Byron Road, Tracy;
- e) Judith Brown, Executive Director, Senior Service Agency, Central Kitchen;
- f) Tamma Adamek, representing Women's Center of San Joaquin County;
- g) Pat York, 1642 Timberlake Circle, Lodi, representing Women's Center of San Joaquin County;
- h) John Primasing, 19944 Fairway Court, Woodbridge, representing Women's Center of San Joaquin County;
- i) Joelle Gomez-Dawson, 730 North Loma Drive, Lodi, representing the Women's Center of San Joaquin County;
- j) Perfecto Munoz, 19329 North Wilderness Way, Woodbridge, representing the Gang Task Force, presented a proposal requesting

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\$20,000 (proposal on file in the City Clerk's office);

- k) Peggy Wagner, Director, Stockton/San Joaquin County Housing Resource Board; and
- l) Frank Gayaldo, P.O. Box 206, Lodi, donated \$100 to the Women's Center of San Joaquin County and challenged other security companies in town to do the same.

There being no one else wishing to speak on the matter, the Mayor closed the public hearing.

Following a lengthy discussion on the matter, it was determined that staff would bring the matter back to Council at its next meeting for adoption.

MEETING TO CONTINUE FOLLOWING 11:00 HOUR

Pursuant to Ordinance No. 1566 that was recently adopted, the City Council needs a 4/5 vote to continue with the remainder of the meeting after the 11:00 hour.

A motion was made by Council Member Davenport, Pennino second, to continue with the remainder of the meeting. The motion failed by the following vote:

Ayes: Council Members - Davenport, Sieglock and Pennino (Mayor)

Noes: Council Members - Mann and Snider

Absent: Council Members - None

Council Member Snider directed that it be stated for the record that he was voting "No" on this matter as a protest that the meetings have been continuing until late in the evenings.

However, due to the fact that there were members of the audience that had stayed at the meeting to hear upcoming agenda items, on motion of Council Member Snider, Davenport second, the City Council voted to reconsider the matter by the following vote:

Ayes: Council Members - Davenport, Sieglock, Snider and Pennino (Mayor)

Noes: Council Members - Mann

Absent: Council Members - None

On motion of Council Member Snider, Davenport second, the City Council determined it would continue with the remainder of the agenda by the following vote:

Ayes: Council Members - Davenport, Sieglock, Snider
and Pennino (Mayor)

Noes: Council Members - Mann

Absent: Council Members - None

PUBLIC HEARING TO CONSIDER ADOPTION OF
1991 UNIFORM FIRE CODE

ORDINANCE NO. 1572 INTRODUCED

CC-6 Notice thereof having been published according to law, an
CC-149 affidavit of which publication is on file in the office of
the City Clerk, Mayor Pennino called for the Public Hearing
to consider adoption of 1991 Uniform Fire Code.

Fire Marshal Gorbet presented the following report.

The Uniform Fire Codes are dedicated to fire life safety in all occupancies to protect property and human life. Sections of the Uniform Code are already adopted by the State Fire Marshal and are enforceable as state law.

Changes to the Codes are processed each year and published every three years in a form permitting ready adoption by local communities. Anyone may propose changes to the codes. These changes are carefully reviewed by code committees to become a part of the code. These meetings allow the free exchange of views leading to changes which are responsive to the concerns of the construction industry, design professionals and building officials.

The State of California adopts the Uniform Codes by reference and requires cities and counties to adopt the same within six months. This process insures uniformity in enforcement between jurisdictions.

Included in this packet is the verbiage to adopt the Uniform Fire Code and any amendments or additions that have been made to conform to the requirements of the City of Lodi.

The proposed amendments have not been changed from the prior years' adoptions with the exception of wording changes and deletions to conform with the 1991 Uniform Fire Code.

Fire Chief Hughes made a few comments regarding the matter.

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V

Following discussion, the Mayor opened the hearing to the public. There being no one wishing to speak on the matter, the public portion of the hearing was closed.

On motion of Council Member Sieglock, Mann second, the City Council unanimously introduced Ordinance No. 1572 entitled, "An Ordinance Adopting the 'Uniform Fire Code, 1991 Edition', and the Appendixes I-A, I-B, I-C, II-A, II-B, II-C, II-D, II-E, III-A, III-C, III-D, IV-A, IV-B, V-A, VI-A, VI-B, VI-D Thereto, Which Code Provides Regulations Governing the Conditions Hazardous to Life and Property From Fire or Explosion; Repealing Sections 15.20.010 Through 15.20.480 Inclusive of the Code of the City of Lodi and All Other Ordinances and Parts of Ordinances in Conflict Therewith".

PUBLIC HEARING TO CONSIDER IMPLEMENTATION
OF PLANNING FEES

CC-6
CC-56

Notice thereof having been published according to law, an affidavit of which publication is on file in the office of the City Clerk, Mayor Pennino called for the Public Hearing to consider implementation of planning fees.

Assistant City Manager Glenn presented the following report.

The Council communication shown below outlines the rationale for a cost recovery system. The first set of fees being presented to the City Council are those fees designed to recover costs in the Community Development Department.

"It was recommended that the City Council adopt as general policy its intent to recover the costs of service from individuals and/or groups served to the extent that individual members of the public are benefiting from specific City facilities or personnel in a way different from that enjoyed by all citizens.

The underlying assumption in this recommendation is that for services benefiting an individual that individual should pay for the cost of the service. The intent of this proposal is not to make a profit but to recapture all of the costs or a reasonable percentage of the total cost of providing special services.

This approach is certainly fair and equitable in that the person that has the greatest benefit is the person that pays and does not look to their cross-town neighbor to pay the cost. It does not seem equitable for the tax dollars of Mrs. Dobler, an aged widow living on Social Security in a one-bedroom rental, be used to pay for a lot line adjustment so a person can expand their residential lot to add additional footage, or to pay the costs of extracting a

drunk driver from his damaged automobile, or the costs abating abandoned vehicles. All of these costs should be borne by the direct beneficiary of the service.

There are circumstances in which it is reasonable policy to set fees at more or less than the cost of providing the service. There are a number of factors which must be considered in setting fees.

1. SUBSIDY AND BENEFIT: The decision to subsidize a service from general tax revenues begins with real and/or perceived benefits. Subsidies arise when the price charged to service users is less than the cost of providing the service. The approach to cost recovery and subsidy levels begins with assessing private versus public benefit. The graph presented to Council displayed this approach to setting fees. When the benefit is community-wide then the corresponding share of support (tax dollars) is high. As services benefit individuals more directly, the portion of costs covered by fees increases.

For example: Police Patrol services performed by patrol officers benefit the community as a whole through crime deterrence. Accordingly, costs of services are 100% supported by taxes.

Youth programs benefit participating young people and their families directly. Most communities feel that offering children a safe educational outlet for their energies also benefits the community as a whole and accordingly the youth sports are supported partially by participant fees and partially by general tax revenue.

By the same token a lot line adjustment or an annexation is a direct benefit to a specific property owner and the general public should not be required to subsidize the processing of that activity in any way. Accordingly, the entire cost is paid by the requestor of the service.

2. ECONOMIC INCENTIVES: In some cases it may be desirable to use fees as a means of encouraging or discouraging certain activities. For instance an inverse rate structure for water rates may be used to encourage conservation of fees for senior

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citizen and recreation services may be subsidized heavily to encourage participation.

3. ELASTICITY OF DEMAND: The price charged for a service can affect the quantity demanded by potential users. In some instances raising the price of a service results in fewer units of the service being purchased. Whether total revenue goes up down, or stays the same results from the magnitude of the fee increase and potential volume decrease or vice versa. An example may be the price charged for parking permits. If the cost for a permit is doubled the number of people buying the permit may go down to the extent that fewer total dollars are received.
4. COMPETITIVE RESTRAINTS: Although a city may have a monopoly on providing certain services within its boundaries, citizens and industries may choose to relocate to other communities with lower fees. There may also be alternatives within the private sector i.e. recreation facilities, campgrounds, etc.

Once the true cost of services is known then Council can consider economic as well as political factors when deciding how high to set its user fees.

The City has contracted with David M. Griffith to conduct a study to assist City staff in determining the cost of providing services. In their study they used what could be considered a building block approach to the costs. They determined not only the amount of time and resources to actually perform the units of work, but also the direct department overhead and the city-wide overhead to accomplish the tasks. In some cases this may be appropriate and in some cases it may not be appropriate or for practical situations it may be discounted. At any rate they prepared for the City their determinations of what these costs are. It should be strongly emphasized that they dealt only with figures that staff gave to them.

Council was requested to adopt a Master Cost Recovery Resolution that lists all fees for services. The intent is to place all fees in the same place for ease of research and understanding. This resolution should have a provision that will raise these fees on an annual basis. Every five years the basis of the fees and any changes in methodology of providing services or increases or reductions of overhead should be reviewed.

It was staff's hope that the initial discussion will center on the philosophy and practicality of adopting a set of fees that will cover costs of providing service. Again this approach is certainly fair and equitable in that the person that has the greatest benefit is the person that pays.

COMMUNITY DEVELOPMENT

It is fully understood that it is not practical to expect such a dramatic step forward to be accepted in the blind; therefore, included in this memorandum were recommendations to establish Community Development Fees and an explanation of the rationale for staff's recommendation. This report has been reviewed by the Community Development Director and forwarded to the Planning Commission per Council's direction.

The Community Development Department is charged with three distinct functions which provide service to the citizens of the City of Lodi; planning, building inspection and code enforcement. In the area of planning there are activities which are beneficial to the community at large and should therefore be paid for by the community at large. These activities center around the area of long-range and current planning and zoning issues.

PLANNING

Advance planning is primarily responsible for long-range planning which provides the City the opportunity to control its future character. Long-range planning activities are community based and impact all local residents. Preparing and maintaining the City's general plan serves to protect and enhance the community; therefore, it is appropriate that the cost of these services not come from fees, but from general tax revenues. Likewise activities promoting economic development benefits all local residents and should be general fund supported.

Current planning has the primary responsibilities of reviewing development projects to ensure conformity with all City plans and ordinances. It is here that specific benefactors of City services can be identified and appropriate fees established.

Listed below are activities which have been identified as having an identifiable person(s) placing the demand for services on the City's staff. Also included is the number of such requests the City had in 1990-91 fiscal year, the present fee, the full cost of providing the service and staff's recommended fee.

Activity	Number	Present Fee	Full Cost	Staff Recommended
Annexation	6	\$100	\$1,984	\$2,000
Dev. Plan Review	10	0	\$1,634	\$1,650
General Plan Amend.	6	\$100	\$1,090	\$ 500
Rezone	11	\$100	\$ 608	\$ 600
Lot Line Adjustment	22	0	\$ 171	\$ 175
Parcel Map	23	0	\$ 290	\$ 300
Tentative Map	13	\$100	\$ 536	\$ 500
Prelim. Env. Assess.	75	0	\$ 46	\$ 50
Negative Dec.	20	\$ 50	\$ 611	\$ 600
EIR	3	0	\$2,242	\$2,200
Mitigation Monitor	15	0	\$ 581	0
SPARC	19	0	\$ 875	875
Landscape Review	20	0	\$ 188	\$ 175
Use Permit	15	\$ 50	\$ 503	\$ 500
Variance	20	\$ 25	\$ 347	\$ 350
Home Occupation	294	0	\$ 23	\$ 25
Zoning Plan Check	700	0	\$ 17	\$ 15

The services associated with these recommended fees are generally for the benefit of an individual or are associated with changes to the status of individual parcels of land. We are only recommending recovering one-half the cost of General Plan amendments as the City has a responsibility for maintaining and updating the General Plan. However, the proposed fee covers the cost of reviewing changes requested by individuals. It should also be noted that we are proposing no fee for monitoring mitigation factors associated with land development. Mitigation measures are items that are for the benefit of the entire community even though caused by the actions of an individual. It is in the best interests of the entire community to see that these actions are carried out. Further, so that no one could claim that unnecessary mitigations actions were required for the purpose of raising revenue we are not recommending additional fees.

BUILDING INSPECTION

The Building Inspection Division is responsible for plan checking and inspection services for new and existing remodeled construction. It has not been the City's intent to subsidize building regulation activities nor to raise fees to discourage growth and development. It has been the practice to charge the fees recommended in the Uniform Building Code. That practice has served the City well in the past and staff, therefore, made no recommendations to change that practice.

CODE ENFORCEMENT

The Community Development Department is charged with enforcing and abating certain housing code violations, abatement of abandoned vehicles, and enforcement of the zoning ordinances. Presently no fees are charged for these specialized services; however, a strong point can be made that the general community should not subsidize property owners or renters who do not comply with minimum community standards; i.e. the housing code. The approach to fees should be that the fees established assure compliance with these regulations. A carrot/stick approach might best achieve these objectives: This can be accomplished by setting no fee for the initial contact, investigation and notification of violation. However, if compliance is not achieved then the fee or assessment should be punitive in nature.

The following chart will illustrate this concept:

<u>Activity</u>	<u>Cost</u>	<u>Recommended Fee</u>
Complaint Received	\$12	\$ 0
1st Field Inspection	\$48	\$ 0
Admin. Processing	\$19	\$ 0
Compliance Inspection	\$50	\$ 0
2nd Compliance Inspection	\$50	\$ 50
3rd Compliance Inspection	\$50	\$200
Close File	\$24	\$ 0

By the same token the same approach should be taken with abatement of vehicles. However at the 2nd compliance inspection the City will order the vehicle towed.

<u>Activity</u>	<u>Cost</u>	<u>Recommended Fee</u>
Complaint Received	\$24	\$ 0
Field Inspection	\$17	\$ 0
Compliance Inspection	\$35	\$ 0
Request Tow	\$24	\$100
Close File	\$12	\$ 0

By adopting these fees the City Council will take steps to relieve the General Fund from subsidizing activities which are generated by and for the benefit of specific individuals or groups. Based on the numbers of requests for services processed in 1990-91 these fees will generate approximately \$125,000 a year in additional revenue."

These recommendations were taken before the Planning Commission which held a public hearing to solicit comments from the public. Members of the development community were in attendance at that hearing and did comment on these fees.

After hearing from the public, the Planning Commission made the following recommendations:

- 1) The fees be implemented in two stages - the first being all fees under \$500 be implemented as recommended and those fees over \$500 be implemented in two steps.
- 2) The new fees become effective July 1, 1993.
- 3) The fees for Code enforcement for the second compliance inspection be \$100 and the third compliance inspection be \$300.
- 4) The City Attorney prepare an amendment to the Zoning restrictions providing for an administrative variance and that the fee for this activity be less than a normal zoning variance.
- 5) That the City Council consider charging actual costs when project review exceeds charges by two times.

As a matter of information to the City Council, staff conducted a survey of like fees charged by neighboring communities. Those fees were shown on an exhibit which was presented to Council.

Mayor Pennino opened the hearing to the public and the following persons spoke regarding the matter:

- a) Jeff Kirst, 109 River Meadows Drive, Lodi;
- b) Linda Melton, Executive Director of the Building Industry Association (BIA) of the Delta;
- c) Dennis Bennett, P.O. Box 1597, Lodi;
- d) Steve Pechin, 323 West Elm Street, Lodi; and
- e) Larry Mindt, on behalf of the Lodi Planning Commission.

There being no one else wishing to speak on the matter, the Mayor closed the public portion of the hearing.

Following a lengthy discussion regarding the matter, the City Council, on motion of Council Member Mann, Snider second, adopted Resolution No. 93-46 entitled, "A Resolution of the City Council of the City of Lodi Implementing and Establishing Certain Planning and Development Fees Within the City of Lodi" to be implemented

over three-years and directed staff to look into the SPARC fees and return to Council with its findings before the fees go into effect on July 1, 1993 by the following vote:

Ayes: Council Members - Mann, Sieglock, Snider and Pennino (Mayor)

Noes: Council Members - Davenport

Absent: Council Members - None

RECESS

Mayor Pennino called for a ten-minute recess and the City Council meeting reconvened at approximately 12:44 a.m.

COMMUNICATIONS
(CITY CLERK)

CLAIMS CC-4(c)

On recommendation of the City Attorney and the City's contract administrator, Insurance Consulting Associates, Inc. (ICA), the City Council, on motion of Mayor Pennino, Mann second, unanimously rejected the following claim and referred it back to ICA:

a) Betty Shannon, Date of loss 4/28/92

ABC LICENSE
APPLICATIONS

City Clerk Perrin read the following Alcoholic Beverage Control Licenses:

CC-7(f)

a) Graciela Murillo/Irma Osuna, La Perla Mexican Store, 316 East Lodi Avenue, Lodi, Off Sale Beer and Wine, Person to Person Drop Partner and Person to Person Add Partner;

b) Padith Phangrath, Thai Style, 116-C West Turner Road, Lodi, On Sale Beer and Wine Eating Place, Original License;

c) Maria/Oneal Laurence, Estela Mederios and Maria M. Silva, Lodi Family Restaurant, 100 South Cherokee Lane, Lodi, On Sale Beer and Wine Eating Place, Person to Person Transfer; and

d) Deanna A./Ernest A. Federico, Brooks Ranch, 1170 South Cherokee Lane, Lodi, On Sale Beer and Wine Eating Place, Original License.

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REPORTS: (BOARDS/COMMISSIONS/TASK FORCES/COMMITTEES)

Planning Commission

The Planning Commission report of March 22, 1993 was presented.

CC-35

The Planning Commission -

- a. Recommended that the City Council amend Title 17 of the Lodi Municipal Code dealing with zoning restrictions to provide for an administrative deviations procedure.

(City Clerk Perrin informed the City Council that this matter was set earlier for public hearing on the Consent Calendar.)

ITEMS OF INTEREST

The Planning Commission also -

- b. Denied the request of Chris R. Keszler and A. Fred Baker for a General Plan Amendment to redesignate the parcel at 451 East Turner Road from PR, Planned Residential, to NCC, Neighborhood Community Commercial.
- c. Certified the filing of a negative declaration by the Community Development Director as adequate environmental documentation on the request of Chris R. Keszler and A. Fred Baker to redesignate the parcel at 451 East Turner Road from PR, Planned Residential, to NCC, Neighborhood Community Commercial.
- d. Conditionally approved the request of Steve Pechin, Baumbach & Piazza, Inc. on behalf of Lucky Stores, Inc. for a lot line adjustment between 530, 600 and 610 West Lodi Avenue in an area zoned C-1, Neighborhood Commercial.
- e. Conditionally approved the request of Nader Haddad for a use permit to operate an automobile dismantling and used parts sales business at 310 and 316 North Sacramento Street in an area zoned M-2, Heavy Industrial.
- f. Conditionally approved the request of Steven and Cyndi McFadden for a permanent use permit to operate a day care facility for 12 children at 37 North Corinth in an area zoned R-1, Single-Family Residential. The original use permit was granted by the Planning Commission on March 25, 1991 subject to a two-year review.

PUBLIC HEARING SET TO CONSIDER APPEAL
OF CHRIS R. KESZLER

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Continued April 7, 1993

CC-53(b) On motion of Council Member Mann, Snider second, the City Council unanimously set for public hearing on May 5, 1993 the appeal received from Chris R. Keszler regarding the Planning Commission's denial of his request for a General Plan Amendment to redesignate parcel located at 451 East Turner Road (APN 015-230-28) from PR, Planned Residential to NCC, Neighborhood/Community Commercial and to prezone the parcel C-S, Commercial Shopping Center.

RATE APPLICATION RECEIVED FROM PG&E

CC-7(t) City Clerk Perrin read notice received from Pacific Gas & Electric Company (PG&E) regarding its application filed with California Public Utilities Commission (CPUC) for notice of filing for gas rates for Optional New Transportation Service. This is an optional new service and does not increase existing customers' rates. This proceeding will affect customers who subscribe to this new service.

REGULAR CALENDAR

AGENDA ITEMS PULLED FROM THE AGENDA

CC-16 Agenda Item #J-1 entitled, "Request for modification of the
CC-21.1(a) City's insurance program for rental of City facilities" had
CC-27(e) been resolved, and, therefore, was pulled from the agenda.

CC-16 Agenda Item #J-2 entitled, "Complaint received from Mr.
CC-51(d) Joseph M. Murphy, 1817 Amber Leaf Way regarding his utility
billing" had been resolved, and, therefore, was pulled from
the agenda.

APPROVED TRANSFER OF FUNDS FROM
DEVELOPMENT DEPOSIT ACCOUNT TO SALVATION
ARMY FOR "REACH" PROGRAM

CC-6 Finance Director Flynn presented the following report.

CC-51(d)

CC-90

On April 25, 1990, the City entered into an agreement with J. W. Properties to have the City install electrical improvements at the Meadows, Unit 2, Lots 5 - 46. In consideration for this agreement, J. W. Properties paid the City the sum of \$67,320 to cover the cost of electrical installations and the City agreed to refund the developer the sum of \$28,829 at a rate of approximately \$300.00 per quarter (in accordance with a formula dependent on the number of connections and electrical revenue as units were sold).

On November 6, 1992, J. W. Properties assigned their \$26,149 deposit refund to the Salvation Army. At a rate of \$300.00 per quarter, it would require J. W. Properties 21.8 years to recover their deposit. Accordingly, Mr. John

Cheney, the managing partner of J. W. Properties, requested staff to prepare the necessary papers to assign the deposit to the Salvation Army. The tax deduction is a greater benefit to the partners in J. W. Properties than the deposit based their ages and the number of years it will take to get the deposit back.

The papers were prepared by the City Attorney and given to Mr. Cheney and the Salvation Army for approval and signature. Both parties agreed to the assignment and the signed papers were returned to the Finance Department in early December.

REACH PROGRAM

The "Reach Program" managed by the Lodi office of the Salvation Army is funded by donations of Pacific Gas and Electric customers to assist qualified customers. Under this program, the Salvation Army assists Lodi utility customers on a once a year basis when they can not pay their electric bill due to economic hardship and their utilities are scheduled to be turned off for non-payment. In addition, the "Reach Program" allows concerned citizens to make tax deductible donation to assist the less fortunate utility customers pay their utility bills without using tax monies or raising rates to offset bad debt losses.

In past years, the Lodi office of the Salvation Army received approximately \$50,000 per year to assist Lodi residents. However, the donations to the program are down this year at a time when the need is greater due to the rising cost of utilities, the loss of jobs in the local economy and personal hardships.

FINANCIAL IMPACT

There is essentially no financial impact on the City by paying the deposit to the Salvation in full at this time. The deposit will be returned to the City as revenue to pay the utility bills of customers. What the City will lose in interest earnings will be offset a reduction in bad debt losses and the administrative burden of tracking this deposit for the next 22 years.

CITY PROGRAM

The City Council may wish to consider establishing a program similar to the program PG&E customers to allow City customers to make a tax deductible contribution to the "Reach Program" at the time they pay their City bill.

Mayor Pennino commented that he would like to take a look at the refund policy in the future.

On motion of Council Member Snider, Sieglock second, the City Council unanimously approved the transfer of \$26,149.00 from the Developer Deposit Account to the Salvation Army "Reach Program".

COMPREHENSIVE ANNUAL FINANCIAL REPORT,
FISCAL YEAR 1991/92

CC-6 Finance Director Flynn introduced Mr. Miller and Mr.
CC-21(a) Robertson with KPMG Peat Marwick. Mr. Flynn and Mr. Miller presented the following report.

The City Council annually engages the audit firm of KPMG Peat Marwick to audit and review the City financial records and internal controls for fairness and completeness in accordance with generally accepted accounting standards and compliance with applicable laws and regulations under which the City must comply for Federal financial assistance. In addition, the City Council receives a Management letter in which the auditors report their findings with respect to the City's internal controls and significant operational matters. Finally, the auditors prepare a report to the City Council to confirm that they have reviewed the City's Investment Policy and whether the City's funds are being invested in accordance with the approved policy and government code.

COMBINED ANNUAL FINANCIAL REPORT

The Combined Annual Financial Report (CAFR) was prepared by City staff in accordance with standards set by the Government Accounting Standards Board and is presented in four sections to assist the reader understand and analyze the City's financial condition. These sections are:

- a) Introduction - Includes Finance Director's comments, economic conditions and outlook major initiatives, and pertinent financial information, management actions and financial controls.
- b) Financial Section - Includes the Independent Auditor's Report, the General Purpose Financial Statements and footnotes to these statements which are normally very informative to the reviewer.
- c) Supplemental Financial Statements - Includes detailed financial statements and budget performance by fund and by activity (General Fund, Special Revenue Funds, Debt Service Fund, Capital Project Funds, Enterprise Funds, Internal Service Funds, Trust and

Agency Funds, General Fixed Assets and General Long Term Debt).

- d) Statistical Tables - Includes unaudited information and statistics needed to evaluate the City's long term financial condition and capacity.

The purpose of the audit is to:

- a) Assure taxpayers, the City Council, investors and creditors that the financial statements have been corroborated by a qualified third party and they do in fact represent the financial condition of the City in accordance with "generally accepted accounting principles".
- b) Assure the City Council of staff accountability in the execution of the budget as approved by the City Council.

In the course of the audit, the auditors conduct tests, take samples and review financial transactions and reports of City staff. From this information, the auditors express an opinion as to the conformance of the financial statements with "generally accepted accounting principles" and as to whether the internal controls are such that they provide a reasonable but not absolute assurance that the City's assets are safeguarded against loss from unauthorized use or disposition. It is not the auditors responsibility to accomplish the following:

- a) Assume responsibility for the preparation and accuracy of the financial statements. The City is ultimately responsible for the financial statements. It is the auditor's role to express an opinion on management's assertions as to financial condition.
- b) Assure users that the City's financial statements and all information in the statements are accurate. The auditors do the work necessary to provide reasonable assurance that the financial statements are not materially misstated.
- c) Examine all transactions and events reflected in the City's financial statements. Rather, they use samples of transactions and events on a test basis to evaluate the transactions and events in the financial statements.

- d) Detect all possible fraudulent activities that might occur during the fiscal period. The audit is designed only to detect those irregularities that could have a material effect on the fair presentation of the financial statements.

This is the second year which the City has prepared a Combined Annual Financial Report (CAFR) and the first year the report has been submitted to the Government Finance Officer's Association for evaluation under the "Excellence in Financial Reporting" program. The results of the evaluation should be known by early summer. The City benefits from this evaluation program by receiving a detailed analysis of the CAFR and by suggestions for improvement, by recognition if and when the report meets the standards set by the accounting profession, and assures lender, investors, Council, management and citizens that the financial information reported in the CAFR is complete and fair.

Specially noteworthy, the City staff for the first time received an audit opinion which assures the City Council and citizens of Lodi that all conditions for fair and complete reporting has been met. This is referred to in the accounting profession as an "unqualified opinion".

SINGLE AUDIT REPORT

The "Single Audit Report" is mandated by the Federal Government for agencies receiving federal financial assistance and reports the result of the audit in accordance with "general accepted government accounting standards" set by the United States Office of Management and Budget. The intent of the audit is to assure the public that the City is in compliance with Federal laws and regulations governing the use of Federal funds.

MANAGEMENT LETTER

The auditors have a reporting responsibility to report weaknesses in internal controls, including material weaknesses, discovered in the course of the audit. These weaknesses are reported under separate cover to management and may or may not be made available to the public. Lodi has for many years fully disclosed this report to assure the public of the honesty and integrity of the City's in the management of their funds. Attached to the Management Letter was the staff recommendations and actions needed to correct the findings of the auditors.

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INDEPENDENT AUDITOR'S REPORT

Due in part to significant investment losses by local government agencies in recent years, the auditor's are now required to review the investment policy and investments of the City and report whether the City's investments are in accordance with the Council policy and government code. This report is not intended to tell the Council whether the City's investments are prudent, provide the best possible yield, are safe from loss, or the highest degree of liquidity as possible.

The City Manager and City Council commended Finance Director Flynn for his efforts in this matter.

On motion of Council Member Sieglock, Mann second, the City Council unanimously accepted the following reports submitted by the City's auditors KPMG Peat Marwick for the fiscal year ended June 30, 1992:

- a) Management Letter dated November 9, 1992;
- b) Independent Auditor's Opinion for City Investments;
- c) Single Audit Report; and
- d) Comprehensive Annual Financial Report (CAFR).

AGREEMENT WITH KPMG PEAT MARWICK FOR AUDIT OF SANITARY CITY DISPOSAL COMPANY APPROVED

CC-21(a) Assistant City Manager Glenn presented the following report.

CC-22(b)

CC-90

The City Council directed staff to have an audit performed of Sanitary City Disposal Company's financial records. In that the City contracts with KPMG Peat Marwick for annual audits of the City's financial records, staff contacted that firm to perform the required audit.

Staff has met with representatives of that firm and Sanitary City to clarify what was to be included. KPMG Peat Marwick has been in contact with Sanitary City to write a scope of the assignment and approximate hours involved.

It has been agreed that this audit will not commence until Sanitary City has closed their books and has had their auditors complete their work. It is estimated the audit will commence sometime in the middle of June.

On motion of Council Member Mann, Snider second, the City Council approved the agreement with KPMG Peat Marwick to conduct an audit of Sanitary City Disposal Company's

financial records for the period of April 1, 1992 to March 31, 1993 to commence on July 1, 1993 by the following vote:

Ayes: Council Members - Mann, Sieglock, Snider and
Pennino (Mayor)

Noes: Council Members - Davenport

Absent: Council Members - None

FRANCHISE FEE FOR SOLID WASTE DISPOSAL MODIFIED

URGENCY ORDINANCE NO. 1574 ADOPTED

CC-22 (b) Assistant City Manager Glenn made the following
CC-54 presentation.

CC-90

CC-149

The franchise agreement with Sanitary City Disposal has a 6% franchise fee for the collection and transportation of refuse within the City limits. When the City Council adopted the new rates for the curb side recycling program, it was agreed the City would reduce the franchise from 6% to 4.8% in order to lower the collection and disposal rates.

On motion of Council Member Sieglock, Pennino second, the City Council adopted Urgency Ordinance No. 1574 entitled, "An Urgency Ordinance of the City Council of the City of Lodi Amending Exclusive Franchise Fee for Waste Disposal Services" and amended the franchise agreement entered into by the City of Lodi and Sanitary City Disposal Company in order to reflect a 4.8% franchise fee for the collection and transportation of refuse, rather than 6%, and authorized the City Manager and City Clerk to execute the Addendum on behalf of the City by the following vote:

Ayes: Council Members - Mann, Sieglock, Snider and
Pennino (Mayor)

Noes: Council Members - Davenport

Absent: Council Members - None

GROUP 1 OF COUNTYWIDE IMPROVEMENT STANDARDS APPROVED

CC-6 Public Works Director Ronsko presented the following
CC-158 report.

The Countywide Improvement Standards Committee was formed by the Public Works Directors of the jurisdictions within San Joaquin County for the purpose of developing uniform improvement standards that would be used throughout San Joaquin County. The City of Lodi refers to these improvement standards as Standard Plans. The Committee started meeting in October 1991 and has held monthly

meetings since that time. To date, the Committee has reviewed various types of curb, gutter and sidewalk details and driveway details.

The first group of Improvement Standards includes concrete construction notes, expansion joints, weakened plane joints and score lines, roll curb, gutter and sidewalk, and vertical curb, gutter and sidewalk and is now ready for adoption. The Committee solicited comments from engineers, contractors and concrete plants in the County; however, the response from the private sector was minimal. All comments were reviewed and were incorporated into the drawings where possible.

Adoption of these Standard Plans will benefit all communities as well as the building industry in that having a uniform set of standards within the County should have a positive effect on lowering construction costs. Contractors will know that the construction standards will be the same throughout the County and they will no longer need to check each jurisdiction's Standard Plans. The Countywide Improvement Standards will be drawn in a different format than Lodi's Standard Plans so that contractors will know the difference between the two.

The Committee is continuing to meet to prepare additional Standard Plans for countywide adoption.

The Building Industry Association (BIA) had requested that this item be pulled from a previous Council meeting because it had not had a chance to comment on the proposed changes and the method used to adopt new standards.

Manuel Lopez, Deputy Director/Development for the San Joaquin County Public Works Department, sent the following letter to the BIA inviting them to the next Countywide Improvement Standards Committee Meeting. A format will be developed so that the BIA will have an opportunity to comment on new standards before they are adopted.

"Thank you for your offer of participation by the Building Industry Association of the Delta (BIA) regarding development of the Countywide Improvement Standards, as stated in your letter of March 1, 1993. You are correct that your absence was an oversight; in fact, my recollection is that we did invite the BIA's participation when the committee initiated the program and your organization chose not to actively participate. With so many concurrent activities, it is surprising that more issues do not get overlooked.

I presented your concern to the full committee on March 25, 1993, and discussed how to involve the BIA in future activities. It is requested that the BIA attend the next

meeting scheduled for April 8, 1993, and together determine how your organization can be more involved. Enclosed (...were...) preliminary drawings from the second group of Countywide Improvement Standards currently being developed by the committee, which will be discussed at the April 8, 1993 meeting. Our meetings are generally held on the second and fourth Thursday of each month at 1:30 p.m.

I look forward to working with you in this important issue. If you have any questions regarding the Countywide Improvement Standards process, please contact me at (209) 468-3101 or Francis Lau at (209) 468-3086."

It was recommended that the City Council adopt Group 1 of the Countywide Improvement Standards and authorize the Public Works Director to adopt and revise future Improvement Standards (Standard Plans).

Following discussion regarding the matter, the City Council, on motion of Mayor Pennino, Mann second, unanimously adopted the Countywide Improvement Standards and authorized the Public Works Director to revise approved Improvement Standards (Standard Plans) and Council to review and approve any new Standard Plans.

PLANS AND SPECIFICATIONS AND ADVERTISEMENT
FOR BIDS FOR MASONRY WALL AT HENNING
SUBSTATION, 1145 SOUTH HAM LANE

CC-12.1(a) Electric Utility Director Rice presented the following report.

This project will construct a 12-foot high block wall adjacent to the Woodbridge Irrigation District (WID) Canal right-of-way. The block wall will be connected to the existing storage building and is designed to support a future canopy roof.

The new block wall will replace the cyclone fence along the WID Canal and will improve the security of the Municipal Service Center (MSC) yard and the Electric Utility Department's equipment. The area bordering the WID Canal is in an isolated corner and is difficult to observe.

A special allocation was approved last October because of burglaries and vandalism that have occurred to both the Electric Utility and Public Works Departments' property. The cyclone fence has not deterred unauthorized personnel from entering the MSC yard. People are cutting the cyclone fence to gain entry into the yard.

Following a lengthy discussion on the matter, the City Council, on motion of Council Member Mann, Davenport second, unanimously approved the plans and specifications

for masonry wall at Henning Substation, 1145 South Ham Lane and authorized advertising for bids.

NO ACTION TAKEN REGARDING THE CONSIDERATION
OF THE APPOINTMENT OF A PUBLIC SAFETY DIRECTOR

CC-6 This item had been placed on the agenda at the request of
CC-34 Council Member Davenport pursuant to the following letter
 that had been received from Stan Mall dated February 25,
 1993.

"I serve as the President of United Fire Fighters of Lodi. Our organization is the line division of the fire department. I am writing this letter to project an alternative solution to save money in a tight budget year.

The money saving idea is being projected because the fire department has lost on duty "hands on" fire fighters since 1977. We are a department that has suffered since proposition thirteen passed. To prevent further cuts we have a number of proposals for you. However, one proposal needs expeditious presentation.

The proposal is to consolidate the fire and police department's top management position until after the budget crunch is no longer a problem. The position would become a safety director position. The idea is timely for numerous reasons.

1. There is a perception at the bottom of the city employee group. That perception is voiced in a fear that cutting the budget always means cutting the workers or their fringe benefits. Department head positions are never cut.
2. This cost saving idea is about one hundred thousand dollars per year.
3. There is a public concern being projected about too many high paid managers within the city (a timely response to this concern).
4. The current police chief is retiring soon.

A window of opportunity is opening with the retiring of the police chief. It allows the City Council to project cost savings to the public without taking jobs at the worker level. No direct public services suffer as a result of the move.

It also deals with the outcry from some citizens dealing with too many high paid manager positions in the city employment. Last but not least, there is a manager in the

fire department that has served in another city as the city manager.

Having filled that position more than qualifies him for the Joint Safety Director position over two departments. The professional staff of both departments are more than qualified to fill in the gaps and assist this new appointee for a temporary budget reduction period.

It is our intention to project other cost saving ideas at the proposed Town Hall meetings. Each of our proposals will deal with ideas that do not reduce emergency services to the public. It would be irresponsible of our organization to do otherwise in light of the economic hardships our citizens are now facing.

If United Fire Fighters of Lodi, may be of further service, please do not hesitate to ask."

Following discussion regarding the matter, a motion was made by Council Member Davenport to make a classification for Public Safety Director and to not hire a Police Chief. The motion died for lack of a second.

NO ACTION TAKEN REGARDING REQUEST THAT
LIBRARY BE GIVEN COPIES OF THE VIDEO
TAPES OF THE CITY COUNCIL MEETINGS

CC-6

This item had been placed on the agenda at the request of Council Member Davenport. City Librarian Andrade was in attendance at the meeting to make several comments regarding the matter and expressed some concerns in this regard.

Following discussion regarding the matter, the following person spoke:

- a) Clayton Henson, P.O. Box 591, Valley Springs, California, presented the City Council with a copy of a page from Damark International, Inc. catalog and suggested that the City purchase a dual deck VCR to make copies of the tapes.

A motion was made by Council Member Davenport to have copies made of the video tapes of the City Council meetings and to have a copy available at the Library. The motion died for lack of a second.

ORDINANCES

ORDINANCE ADOPTING THE UNIFORM BUILDING CODE,
1991 EDITION

ORDINANCE NO. 1568-A

CC-6 Ordinance No. 1568-A entitled, "An Ordinance Adopting the
C-149 'Uniform Building Code,' 1991 Edition, and the Secondary
Code Referred to Therein, Namely the 'Uniform Building Code
Standards,' 1991 Which Codes Regulate the Design,
Construction, Quality of Materials, Use and Occupancy,
Location and Maintenance of Buildings or Structures in the
City of Lodi, Providing for the Issuance of Permits and
Collection of Fees Therefore, Providing Penalties for the
Violations Thereof: Repealing Sections 15.04.010,
15.04.020, 15.04.030, 15.04.040, 15.04.050, 15.04.060,
15.04.070, and 15.04.080 Inclusive of the Code of the City
of Lodi, and All Other Ordinances and Parts of Ordinances
in Conflict Therewith" having been introduced at a regular
meeting of the Lodi City Council held March 17, 1993 was
brought up for passage on motion of Council Member Snider,
Mann second. Second reading of the ordinance was omitted
after reading by title, and the ordinance was then adopted
and ordered to print by the following vote:

Ayes: Council Members - Davenport, Mann, Sieglock,
Snider and Pennino (Mayor)

Noes: Council Members - None

Absent: Council Members - None

ORDINANCE ADOPTING THE UNIFORM PLUMBING CODE,
1991 EDITION

ORDINANCE NO. 1568-B

CC-6 Ordinance No. 1568-B entitled, "An Ordinance Adopting the
CC-149 'Uniform Plumbing Code,' 1991 Edition, Providing for the
Establishing of Minimum Regulations for the Installation,
Alteration or Repair of Plumbing and Drainage Systems and
the Inspection Thereof; Providing Penalties for the
Violations Thereof; and Repealing Sections 15.12.010,
15.12.020, 15.12.040 and 15.12.100 Inclusive of the Code of
the City of Lodi and All Other Ordinances and Parts of
Ordinances in Conflict Therewith" having been introduced at
a regular meeting of the Lodi City Council held March 17,
1993 was brought up for passage on motion of Council Member
Mann, Pennino second. Second reading of the ordinance was
omitted after reading by title, and the ordinance was then
adopted and ordered to print by the following vote:

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Continued April 7, 1993

Ayes: Council Members - Davenport, Mann, Sieglock,
Snider and Pennino (Mayor)

Noes: Council Members - None

Absent: Council Members - None

ORDINANCE ADOPTING THE UNIFORM MECHANICAL CODE,
1991 EDITION

ORDINANCE NO. 1568-C

CC-6
CC-149

Ordinance No. 1568-C entitled, "An Ordinance Adopting the 'Uniform Mechanical Code,' 1991 Edition, Which Code Provides Regulations Controlling the Design, Construction, Installation, Quality of Materials, Location, Operation, and Maintenance of Heating, Ventilating, Comfort Cooling, Refrigeration Systems, Incinerators and Other Heat Producing Appliances in the City of Lodi, Providing for the Issuance of Permits and Collection of Fees Therefore; Providing Penalties for the Violations Thereof; and Repealing Sections 15.08.010, 15.08.020, 15.08.030, 15.08.040 and 15.08.060 Inclusive of the Code of the City of Lodi, and All Other Ordinances and Parts of Ordinances in Conflict Therewith" having been introduced at a regular meeting of the Lodi City Council held March 17, 1993 was brought up for passage on motion of Mayor Pennino, Mann second. Second reading of the ordinance was omitted after reading by title, and the ordinance was then adopted and ordered to print by the following vote:

Ayes: Council Members - Davenport, Mann, Sieglock,
Snider and Pennino (Mayor)

Noes: Council Members - None

Absent: Council Members - None

ORDINANCE ADOPTING THE UNIFORM HOUSING CODE,
1991 EDITION

ORDINANCE NO. 1568-D

CC-6
CC-149

Ordinance No. 1568-D entitled, "An Ordinance Adopting the 'Uniform Housing Code,' 1991 Edition, Which Code Provides for the Minimum Requirements for the Protection of Life, Limb, Health, Property, Safety and Welfare of the General Public and the Owners and Occupants of Residential Buildings; Providing Penalties for Violation Thereof; Repealing Sections 15.24.010 Through 15.24.130 Inclusive of the Code of the City of Lodi, and All Other Ordinances and Parts of Ordinances in Conflict Therewith" having been introduced at a regular meeting of the Lodi City Council held March 17, 1993 was brought up for passage on motion of

Council Member Mann, Davenport second. Second reading of the ordinance was omitted after reading by title, and the ordinance was then adopted and ordered to print by the following vote:

Ayes: Council Members - Davenport, Mann, Sieglock, Snider and Pennino (Mayor)

Noes: Council Members - None

Absent: Council Members - None

ORDINANCE ADOPTING THE UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS, 1991 EDITION

ORDINANCE NO. 1568-E

CC-6
CC-149

Ordinance No. 1568-E entitled, "An Ordinance Adopting the 'Uniform Code for the Abatement of Dangerous Buildings,' 1991 Edition, Which Code Provides Regulations for the Repair, Vacation, and Demolition of Buildings or Structures Endangering the Life, Limb, Health, Property, Safety and Welfare of the General Public and Their Occupants; Providing Procedures and Penalties for the Violation Thereof; Repealing Sections 15.28.010 Through 15.28.170 Inclusive of the Code of the City of Lodi, and All Other Ordinances and Parts of Ordinances in Conflict Therewith" having been introduced at a regular meeting of the Lodi City Council held March 17, 1993 was brought up for passage on motion of Council Member Snider, Mann second. Second reading of the ordinance was omitted after reading by title, and the ordinance was then adopted and ordered to print by the following vote:

Ayes: Council Members - Davenport, Mann, Sieglock, Snider and Pennino (Mayor)

Noes: Council Members - None

Absent: Council Members - None

ORDINANCE ADOPTING THE NATIONAL ELECTRICAL CODE, 1990 EDITION

ORDINANCE NO. 1568-F

CC-6
CC-149

Ordinance No. 1568-F entitled, "An Ordinance Adopting the 'National Electrical Code,' 1990 Edition, Which Code Regulates the Installation, Alteration, or Addition of Electrical Wiring, Devices, Appliances, or Equipment in the City of Lodi; and Repealing Sections 15.16.010, 15.16.150 and 15.16.160 of the Codes of the City of Lodi, and All Other Ordinances and Parts of Ordinances in Conflict Therewith" having been introduced at a regular meeting of

the Lodi City Council held March 17, 1993 was brought up for passage on motion of Council Member Snider, Mann second. Second reading of the ordinance was omitted after reading by title, and the ordinance was then adopted and ordered to print by the following vote:

Ayes: Council Members - Davenport, Mann, Sieglock,
Snider and Pennino (Mayor)

Noes: Council Members - None

Absent: Council Members - None

ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF LODI AMENDING LODI MUNICIPAL CODE
CHAPTER 15.44 - OFF-SITE IMPROVEMENTS AND
DEDICATIONS, SECTION 15.44.040 (A) -
EXEMPTION OR DEFERMENT

ORDINANCE NO. 1569

CC-6
CC-149

Ordinance No. 1569 entitled, "An Ordinance of the City Council of the City of Lodi Amending Lodi Municipal Code Chapter 15.44 - Off-Site Improvements and Dedications, Section 15.44.040 (A) - Exemption or Deferment" having been introduced at a regular meeting of the Lodi City Council held March 17, 1993 was brought up for passage on motion of Council Member Sieglock, Mann second. Second reading of the ordinance was omitted after reading by title, and the ordinance was then adopted and ordered to print by the following vote:

Ayes: Council Members - Davenport, Mann, Sieglock,
Snider and Pennino (Mayor)


Noes: Council Members - None

Absent: Council Members - None

ADJOURNMENT

There being no further business to come before the City Council, Mayor Pennino adjourned the meeting at approximately 2:04 a.m.

ATTEST:


Jennifer M. Perrin
City Clerk